

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

DOMINICA R. ZELLER, ELANA P. CARROLL,
SHARI MERRILL, TAMMY MEUNIER, SHEILA F.
MURPHY, SHERI BROOKING-VAN LONE, AMY
CROSS, AMY STOWE, JANE PIETKIVICH,
RUBY OWENS and JANICE BARTOLDUS on
behalf of themselves and all others
similarly situated,

Plaintiffs,

-against-

PDC CORPORATION, d/b/a PDC OF NEW YORK,
PARAMEDS.COM, INC., d/b/a PDC RETRIEVALS,
RES SERVICING CORP. and ELI ROWE,

Defendants.

X

Civil Action No. 13-cv-
05035(ARR)(JO)

NOTICE OF MOTION

X

PLEASE TAKE NOTICE that Plaintiffs DOMINICA R. ZELLER, et. al, will and hereby does move, by and through their undersigned counsel for Certification of the Settlement Classes, Final Approval of the Class Action Settlement, Final Approval of the Settlement of the FLSA Collective Claims, Approval of Attorneys' Fees and Reimbursement of Expenses, and for Approval of Service Awards to Named Plaintiffs.

Plaintiffs respectfully request that the Court enter an Order:

- a. Approving the establishment of a Settlement Fund of \$275,000;
- b. Approving the settlement of Plaintiffs' FLSA collective claims;
- c. Certifying classes under New York State Labor Law ("NYLL"), California Labor Law ("CLL"), the Ohio Minimum Fair Wage Standards Act, ("OMFWSA"), the Maine Minimum Wages Statute ("MMWS"), the Illinois Minimum Wage Law, ("IMWL"), the Connecticut Minimum Wage Act ("CMWA"), Wisconsin Minimum Wage Law ("WIMWL") consisting of consisting of as all individuals employed as Medical Record Retrievers for Defendants from June 1, 2009 to June 1, 2015 for those located in New York State, September 9, 2007 to September 9, 2013 for those located in Maine, September 9, 2009 to September 9, 2013 for those located in California, September 9, 2010 to September 9, 2013 for those located in Illinois and Ohio, and September 9, 2011 to September 9, 2013 for those located in Connecticut and Wisconsin, and who did not opt-out of the class;

- d. Granting Class Counsel, Strauss Law PLLC, \$91,657.50 or \$128,385.43 to be paid from the Settlement Fund.
- e. Granting Class Counsel, Strauss Law PLLC, reimbursement of \$1,936.52 in costs to be paid from the Settlement Fund.
- f. Awarding Service Awards to Named Plaintiffs in the Following Amounts: 2,000 to Sheri Brooking-Van Lone, \$2,000 to Amy Cross, \$15,000 to Dominica Zeller, \$10,000 to Amy Stowe, \$6,000 to Jane Pietkivitch, \$5,000 to Shelia Murphy, \$10,000 to Tammy Meunier, \$10,000 to Shari Merrill, \$6,000 to Elena Carroll. Service Award shall be paid from the Settlement Fund.

As this motion is unopposed, Defendants will not submit any opposition. A final fairness hearing is scheduled for July 13, 2016 and this unopposed motion is submitted two weeks in advance as per the Court's order.

Dated: New York, NY
June 29, 2016

STRAUSS LAW PLLC

By /s/Jesse Strauss
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